

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

INA STEINER, DAVID STEINER, and
STEINER ASSOCIATES, LLC,

Plaintiffs,

V.

EBAY INC., et al.,

Defendants.

Civil Action No. 21-CV-11181-PBS

JOINT MOTION FOR ENTRY OF SCHEDULING ORDER

Plaintiffs Ina Steiner, David Steiner, and Steiner Associates, LLC and Defendants eBay Inc. (“eBay”), Progressive F.O.R.C.E. Concepts, LLC (“PFC”), Devin Wenig, Steve Wymer, Jim Baugh, David Harville, Brian Gilbert, Philip Cooke, Stephanie Popp, Stephanie Stockwell, Veronica Zea, Wendy Jones, and Steve Krystek (the “Parties”) file this Joint Motion for Entry of Scheduling Order (the “Motion”). In support of this Motion, the Parties state as follows:

1. On August 10, 2023, this Court ordered the parties to submit a joint scheduling order on or before September 14, 2023. *See* Dkt. No. 260.
2. On September 13, 2023, eBay transmitted Defendants’ proposed scheduling order to Plaintiffs.
3. The Parties conferred via email on September 13-14, 2023, but were unable to reach an agreement on the scheduling order. The Parties requested and were granted a one week extension up to and including September 21, 2023. *See* Dkt. Nos. 263, 264.
4. On September 20, 2023, counsel for Plaintiffs, eBay, PFC, Devin Wenig, Steve Wymer, Wendy Jones, and Steve Krystek met and conferred in an effort to reach agreement on a proposed scheduling order.

5. The Parties requested an additional one day extension up to and including September 22, 2023. *See* Dkt. No. 266.

6. The Parties requested a third extension up to and including September 25, 2023. *See* Dkt. No. 268.

7. Through the meet and confer process, the Parties have reached agreement on all but five issues: (1) the necessity of a protective order; (2) the number of interrogatories allocated to Plaintiffs; (3) the number of sets of requests for production allocated to Plaintiffs and Defendants; (4) the number of requests for admission allocated to Plaintiffs; and (5) the number of depositions and total hours allocated to the various Parties. In discussing those five issues, the Parties have set forth in side-by-side format their respective proposals and reasoning in the scheduling order attached at Exhibit A.

WHEREFORE, the Parties respectfully request that the Court enter the Parties' proposed scheduling order at Exhibit A after considering and endorsing either Plaintiffs' or Defendants' respective proposals on the five disputed items.

Dated: September 27, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2023, this document, filed through the CM/ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants. An email copy was sent to pro se defendant Stephanie Stockwell.

Dated: September 27, 2023

/s/ Jack W. Pirozzolo
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